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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

PETER J. MUÑOZ, JR.,
#94605

Plaintiff,

vs.

HOWARD SKOLNIK, et al.,

Defendants.

2:10-cv-01564-RLH-RJJ

ORDER

17 On December 2, 2010, the court ordered plaintiff to submit the filing fee or an application
18 to proceed *in forma pauperis* on the court-approved form as well as a complaint on the court-approved
19 form (docket #4). Plaintiff submitted an application to proceed *in forma pauperis* (docket #5), which
20 is granted. However, instead of submitting a complaint on the form, plaintiff merely submitted the form
21 and wrote “see filed motion” instead of completing the complaint form. This is insufficient to initiate
22 a civil rights action in this court. Plaintiff is further advised that his complaint should set forth his
23 claims in short and plain terms, simply, concisely and directly. *See Swierkeiewicz v. Sorema N.A.*, 534
24 U.S. 506, 514 (2002); Fed. R. Civ. P. 8. If plaintiff requires more space to set forth his claims than is
25 provided by the complaint form, he must file a motion for leave to file additional pages along with his
26 proposed complaint and any additional pages.

1 **IT IS THEREFORE ORDERED** that plaintiff's application to proceed *in forma*
2 *pauperis* (docket #5) without having to prepay the full filing fee is **GRANTED**; plaintiff shall not be
3 required to pay an initial installment fee. Nevertheless, the full filing fee shall still be due, pursuant to
4 28 U.S.C. § 1915, as amended by the Prisoner Litigation Reform Act of 1996. The movant herein is
5 permitted to maintain this action to conclusion without the necessity of prepayment of fees or costs or
6 the giving of security therefor. This order granting *in forma pauperis* status shall not extend to the
7 issuance of subpoenas at government expense.

8 **IT IS FURTHER ORDERED** that, pursuant to 28 U.S.C. § 1915, as amended by the
9 Prisoner Litigation Reform Act of 1996, the Nevada Department of Corrections shall pay to the Clerk
10 of the United States District Court, District of Nevada, 20% of the preceding month's deposits to the
11 account of Peter J. Munoz, Jr., **Inmate No. 94605** (in months that the account exceeds \$10.00) until the
12 full \$350 filing fee has been paid for this action. The Clerk shall send a copy of this order to the
13 attention of Albert G. Peralta, Chief of Inmate Services for the Nevada Department of Prisons, P.O. Box
14 7011, Carson City, NV 89702.

15 **IT IS FURTHER ORDERED** that, even if this action is dismissed, or is otherwise
16 unsuccessful, the full filing fee shall still be due, pursuant to 28 U.S.C. §1915, as amended by the
17 Prisoner Litigation Reform Act of 1996.

18 **IT IS FURTHER ORDERED** that the Clerk **SHALL SEND** to plaintiff the approved
19 forms for filing a civil rights lawsuits under 42 U.S.C. §1983. Within **thirty (30)** days from the date of
20 entry of this order, plaintiff **SHALL FILE** a completed and signed complaint. Plaintiff's failure to do
21 so may result in the immediate dismissal of the entire action.

22 DATED this 6th day of January, 2011.

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26 UNITED STATES MAGISTRATE JUDGE